

JAN 24 2000

ROBERT H. SHERWELL, CLERK
BY DEPUTY

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF LOUISIANA
SHREVEPORT DIVISION

MASSOUD ARBABZADEH, M.D.

CASE NO: 99-2338 S

VERSUS

JUDGE WALTER

ROY G. CLAY, JR., M.D.
Associate Dean for Clinical
Affairs and Medical Director
of LSUHSC-S in official and
individual capacity,

MAGISTRATE JUDGE PAYNE

AND

HORACIO R. D'AGOSTINO, M.D.,
Chairman of Department of
Radiology of LSUHSC-S in
official and individual
capacity


**JUDGMENT ORDERING ISSUANCE
OF PERMANENT INJUNCTION**

And now, this cause having come for hearing on January 13, 2000 upon verified complaint, answer and proofs, and the cause having been argued by counsel for the parties, evidence adduced, and maturely considered by the Court, upon motion of F. Michael Carmody, Attorney for plaintiff, MASSOUD ARBABZADEH, it is hereby ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. Plaintiff's resignation was not given freely and is withdrawn;
2. Plaintiff has a property interest in his continuing employment and status as a resident;

3. Plaintiff was not afforded adequate due process;
4. LSUHSC shall have three weeks to afford plaintiff due process pursuant to the request of defendants for additional time in order to accommodate defendant, Horacio D'Agostino's schedule, and the agreement of the plaintiff to such extension.

Thus done and signed this 24 day of January, 2000.


UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM AND CONTENT:

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BY: 

F. MICHAEL CARMODY
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JUDGMENT ENTERED

1-25-00
BY Shannon McArms
COPY Carmody
Perkins
Peak